

In the Supreme Court of Nevada

AIRBNB, INC., a foreign corporation,
Appellant,

vs.

ERIC RICE, individually; JEFFERSON
TEMPLE, as special administrator of the
Estate of RAHEEM RICE; and BRYAN
LOVETT,

Respondents.

Electronically Filed
Jul 19 2021 11:57 a.m.
Elizabeth A. Brown
Clerk of Supreme Court

MOTION FOR EXTENSION TO FILE ANSWERING BRIEF

Respondents Eric Rice and Jefferson Temple, as special administrator of the Estate of Raheem Rice, request to extend the deadline for filing the answering brief by 14 days, until July 30, 2021. NRAP 31(b)(3). This is the third motion to extend the deadline on this brief.¹ The brief otherwise would be due July 16, 2021.

The extension is necessary due to extraordinary circumstances. The primary associate on the appeal, and the undersigned counsel, Erik J. Foley, moved to a new house this week. Unexpectedly, his moving

¹ Respondents originally submitted this Motion on Friday, July 16, prior to the deadline to file the Answering Brief; however, that filing was rejected by the clerk. The issue has been corrected.

company canceled and he had to scramble to piece together a multiple day move, including packers over three days and movers over two additional days—just in the last five days. In other words, his entire week was unexpectedly dominated by this move, when it was originally expected to be much less of an intrusion.

Additionally, the lead partner on the matter continues to have to dedicate a substantial amount of his time to assisting his elderly mother in several respects, including monitoring and advising in medical care with her power of attorney, and overseeing relocation to a new residence after appropriate renovations to the property. The situation became more complex and time-consuming along the way unforeseeably.

The brief is nearly complete. This short extension will help ensure that Respondents provide the court with a thorough briefing that will effectively aid the Court in its decision.

...

...

...

...

...

Counsel appreciate this Court's courtesy and stand prepared to reciprocate the courtesy to appellant's counsel for their reply brief should similar extensions be necessary.

Dated this 19th day of July, 2021.

LEWIS ROCA ROTHGERBER CHRISTIE LLP

By: /s/ Erik J. Foley

DANIEL F. POLSENBERG (SBN 2376)

JOEL D. HENRIOD (SBN 8492)

ABRAHAM G. SMITH (SBN 13250)

ERIK J. FOLEY (SBN 14195)

3993 Howard Hughes Parkway, Suite 600

Las Vegas, Nevada 89169

(702) 949-8200

Attorneys for Respondents

CERTIFICATE OF SERVICE

I certify that on July 19, 2021, I submitted the foregoing “Motion for Extension to File Answering Brief” for filing and service *via* the Court’s eFlex electronic filing system. Electronic notification will be sent to the following:

Jeff Silvestri
MCDONALD CARANO LLP
2300 W. Sahara Avenue, Ste. 1200
Las Vegas, Nevada 89102
Telephone: (702) 873-4100
Facsimile: (702) 873-9966
jsilvestri@mcdonaldcarano.com

David T. Hayek (*Pro Hac Vic*)
P.K. SCHRIEFFER LLP
100 North Barranca St., Suite 1100
West Covina, California 91791
Telephone: (626) 373-2444
Facsimile: (626) 974-8403
dth@pksllp.com

Attorneys for Appellant

Jordan P. Schnitzer
The Schnitzer Law Firm
9205 W. Russell Road, Suite 240
Las Vegas, Nevada 89148
Jordan@TheSchnitzerLawFirm.com

Attorneys for Respondent Bryan Lovett

/s/ Emily D. Kapolnai
An Employee of Lewis Roca Rothgerber Christie LLP